

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DIANA LEVY,

Plaintiff,

No. C 07-02139 JSW

v.

ORDER OF DISMISSAL

STATE OF CALIFORNIA,

Defendant.

On May 10, 2007, this Court issued an order denying Plaintiff Diana Levy's application to proceed *in forma pauperis* for failure to satisfy Federal Rule of Civil Procedure 8(a) and for lack of subject matter jurisdiction. The Court also noted that dismissal is appropriate where the claims are inextricably intertwined with the state court proceedings regarding state court litigation.

Plaintiff's complaint was dismissed with leave to amend. Plaintiff was admonished that failure to file an amended complaint setting forth a cognizable legal claim and some factual basis to support a claim with federal jurisdiction by June 1, 2007 would result in dismissal of this action without prejudice.

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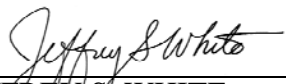
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1 The Court has not received an amended complaint in this matter. Accordingly, the case
2 is dismissed without prejudice.

3 **IT IS SO ORDERED.**

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5 Dated: July 24, 2007



JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE

1 UNITED STATES DISTRICT COURT
2 FOR THE
3 NORTHERN DISTRICT OF CALIFORNIA
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5 DIANA LEVY,
6 Plaintiff,
7

Case Number: CV07-02139 JSW

CERTIFICATE OF SERVICE

8 v.

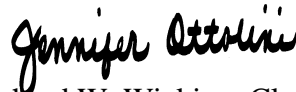
9 STATE OF CALIFORNIA et al,
10 Defendant.
11 _____/

12 I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S.
District Court, Northern District of California.

13 That on July 24, 2007, I SERVED a true and correct copy(ies) of the attached, by placing
14 said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by
15 depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office
16 delivery receptacle located in the Clerk's office.

17 Diana Levy
18 756 Potomac
Santa Rosa, CA 95407

19 Dated: July 24, 2007



20 Richard W. Wieking, Clerk
By: Jennifer Ottolini, Deputy Clerk
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